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OCTOBER 29, 2001

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MONTY L. ROSS 2200 ROSS AVENUE SUITE 2200 DALLAS, TX 75201-6776

> UNITED STATES PATENT AND TRADEMARK OFFICE NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

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THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/15/2001

REEL/FRAME: 012101/0458

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BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

PEARCE, ROBERT CLARENCE III

DOC DATE: 08/15/2001

ASSIGNOR:

KIPLINGER, DALE VILMER

DOC DATE: 08/15/2001

ASSIGNEE:

NCH CORPORATION 2727 CHEMSEARCH BLVD. IRVING, TEXAS 75062

SERIAL NUMBER: 09930661

PATENT NUMBER:

FILING DATE: 08/15/2001

ISSUE DATE:

SHAREILL COLES, EXAMINER ASSIGNMENT DIVISION OFFICE OF PUBLIC RECORDS

# 08-28-2001

U.S. DEPARTMENT OF COMMERCE REC Form PTO-1595 U.S. Patent and Trademark Office (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002) 101825831 To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof. 2. Name and address of receiving party(ies) 1. Name of conveying party(ies): Name: NCH Corporation Robert Clarence Pearce, III Dale Vilmer Kiplinger Internal Address: \_\_\_\_\_ Additional name(s) of conveying party(ies) attached? The Yes Add No 3. Nature of conveyance: ☐ Merger Assignment Street Address: 2727 Chemsearch Blvd. ☐ Change of Name Security Agreement Other\_\_\_\_\_ City: Irving State: TX Zip: 75062 Execution Date: August 15, 2001 Additional name(s) & address(es) attached? Yes No 4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application is: 08/15/01B. Patent No.(s) A. Patent Application No.(s) Additional numbers attached? Yes No 6. Total number of applications and patents involved: 1 5. Name and address of party to whom correspondence concerning document should be mailed: 7. Total fee (37 CFR 3.41).....\$\_40.00 Name: Monty L. (A) Enclosed Internal Address: Authorized to be charged to deposit account 8. Deposit account number: Street Address: 2200 Ross Avenue, 12-1781 Suite 2200 (Attach duplicate copy of this page if paying by deposit account) City: <u>Dallas</u> State: <u>TX</u> Zip: <u>75201-677</u>6 DO NOT USE THIS SPACE 9. Statement and signature. To the best of my knowledge and belief, the foregoing infog d correct and any attached copy is a true copy of the original document. Monty L. Ross Name of Person Signing Total number of pages including cover sheet, attachments, and documents:

# **ASSIGNMENT**

WHEREAS, We, ROBERT CLARENCE PEARCE, III, a citizen of the United States of America and a resident of Arlington, Texas, and DALE VILMER KIPLINGER, a citizen of the United States of America and a resident of Carrollton, Texas, have invented certain new and useful improvements in a "CONTROL AGENT DELIVERY SYSTEM" for which we have made application for United States Letters Patent, the said application having been executed and filed concurrently herewith; and

WHEREAS, NCH CORPORATION, a corporation of the State of Delaware, having offices at 2727 Chemsearch Boulevard, Irving, Texas 75062 (hereinafter referred to as "ASSIGNEE"), desires to acquire our entire right, title and interest in and to the invention, and in and to the said application and any Letters Patent that may issue thereon;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, we do hereby sell, assign and transfer unto said ASSIGNEE, its successors, assigns and legal representatives, the full and exclusive right, title and interest in and to said invention and in and to said application and all patents which may be granted therefor, and provisionals and any application converted from a provisional, and all divisions, reissues, substitutions, continuations, continuations-in-part and extensions thereof; and we hereby authorize and request the Commissioner of Patents and Trademarks to issue all patents for said invention, or patents resulting therefrom, insofar as our interest is concerned, to the said ASSIGNEE of our entire right, title and interest.

We also hereby sell and assign to said ASSIGNEE, its successors, assigns and legal representatives the full and exclusive rights, title and interest to the invention disclosed in said application throughout the world, including the right to file applications and obtain patents, utility models, industrial models and designs for said invention in its own name throughout the world including all rights of priority, all rights to publish cautionary notices reserving ownership of said invention and all rights to register said invention in appropriate registries; and we further agree to execute any and all powers of attorney, applications, assignments, declarations, affidavits, and any other papers in connection therewith necessary to perfect such rights, title and interest in ASSIGNEE, its successors, assigns and legal representatives.

We hereby further agree that we will communicate to said ASSIGNEE, or to its successors, assigns and legal representatives, any facts known to me respecting any improvements; and, at the expense of said ASSIGNEE, to testify in any legal proceedings, sign all lawful papers, execute all divisional, continuation, continuation-in-part, reissue and substitute applications, make all lawful oaths, and generally do everything possible to vest title in said ASSIGNEE and to aid said ASSIGNEE, its successors, assigns and legal representatives to obtain and enforce proper protection for said invention in all countries.

EXECUTED this 15th day of August, 2001.

ROBERT CLARENCE PEARCE, III

county of Dalas

On this 15th day of August, 2001, before me, a Notary Public in and for the State and County aforesaid, personally appeared ROBERT CLARENCE PEARCE, III, known by me to be the person of the above name, who signed the foregoing instrument, and acknowledged the same to be his own free act and deed.

Notary Public

My Commission Expires: 04-17-04

MARGIE COOKSTON
Notary Public, State of Texas
My Commission Expires 04-17-04

DALE VILMER KIPLINGER

STATE OF TEXAS

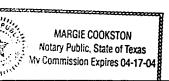
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On this 15th day of August, 2001, before me, a Notary Public in and for the State and County aforesaid, personally appeared DALE VILMER KIPLINGER, known by me to be the person of the above name, who signed the foregoing instrument, and acknowledged the same to be his own free act and deed.

Notary Public

My Commission Expires: 04-17-09



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.

09/930,661

Confirmation No. 3996

**Applicant** 

Robert Clarence Pearce III

Filed

08/15/2001

TC/Art Unit

3644

Examiner

Zerr, John W.

For

CONTROL AGENT DELIVERY SYSTEM

Docket No.

65448 / 77784

# Via First Class Mail

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that the papers enclosed herein are being deposited with the United States Postal Service as First Class Mail, with postage prepaid, on the date set forth below in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature

Date of Signature

Monty L. Ross, Registration No. 28,899

Attorney for Applicant

Dear Sir:

### SUBSTITUTE DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

- 1. My residence, post office address and citizenship are as stated below next to my name;
- 2. I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention, design or discovery entitled:

## CONTROL AGENT DELIVERY SYSTEM

for which U.S. patent application Ser. No. 09/930,661 was filed on August 15, 2001 and which has been subsequently amended during prosecution through and including the Examiner's Amendment mailed August 12, 2003.

- I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by the amendments referred to above:
- I acknowledge the duty to disclose to the Office all information known to me to be material to the patentability of this application as defined by Title 37, Code of Federal Regulations, §1.56;
- I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

### NONE

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

#### NONE

6. I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in §1.56 which became available between the filing date of any prior application(s) and the national or PCT international filing date of this application:

#### NONE

7. I hereby appoint Monty L. Ross of the firm of LOCKE LIDDELL & SAPP LLP, my attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international patent application filed thereon before any international authorities under the Patent Cooperation Treaty;

Send correspondence to:

Monty L. Ross, Esq.

LOCKE LIDDELL & SAPP LLP 2200 Ross Avenue, Suite 2200 Dallas, Texas 75201-6776

(214) 740-8519 (214) 740-8800 (fax)

8. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of Inventor:	ROBERT CLARENCE PEARCE, III
Inventor's Signature:	John Court to
Date:	19 August 2003

Residence: Arlington, Texas

Post Office: 3218 Kenilworth Drive Arlington, TX 76001

Citizenship: United States of America

Full name of Inventor: DALE VILMER KIPLINGER

Inventor's Signature: <u>Male Vulner Perfuny</u>ce

Date: 19 Regust 2003

Residence: Carrollton, TX

Post Office (if different): 3104 Chestnut Road Carrollton, TX 75007

Citizenship: United States of America

# **DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

- 1. My residence, post office address and citizenship are as stated below next to my name;
- 2. I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention, design or discovery entitled:

#### CONTROL AGENT DELIVERY SYSTEM

- 3. I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above:
- 4. I acknowledge the duty to disclose to the Office all information known to me to be material to the patentability of this application as defined by Title 37, Code of Federal Regulations, §1.56;
- I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

#### NONE

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

#### NONE

6. I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in §1.56 which

became available between the filing date of any prior application(s) and the national or PCT international filing date of this application:

U.S. Application Serial No. 09/457,899, filed December 9, 1999

7. I hereby appoint Monty L. Ross of the firm of LOCKE LIDDELL & SAPP LLP, my attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international patent application filed thereon before any international authorities under the Patent Cooperation Treaty;

Send correspondence to:

Monty L. Ross, Esq.

LOCKE LIDDELL & SAPP LLP 2200 Ross Avenue, Suite 2200 Dallas, Texas 75201-6776

(214) 740-8519 (214) 740-8800 (fax)

8. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of Inventor:

ROBERT CLARENCE PEARCE. III

Inventor's Signature:

Date:

Arlington, Texas

Post Office:

Residence:

3218 Kenilworth Drive

Arlington, TX 76001

Citizenship:

**United States of America** 

Full name of Inventor:

DALE VILMER KIPLINGER

Inventor's Signature:

8/15/01

Residence:

Date:

Carrollton, TX

Post Office (if different):

3104 Chestnut Road Carrollton, TX 75007

Citizenship:

**United States of America**